

## CONCISE REGULATORY STATEMENT

IN RE: RULES GOVERNING COMMUNITY     )  
      ANTENNA TELEVISION SYSTEMS     )     Docket 2008–C-1

The Rhode Island Division of Public Utilities and Carriers is conducting a rulemaking proceeding to determine the propriety of repealing or modifying Section 3.5(b) of the Division’s Rules Governing Community Antenna Television Systems (Cable Rules), which directs cable television companies that have secured a Construction Certificate to provide a minimum 60 day written notice before the proposed system will be ready to provide service. Section 3.5(b) reads:

*The holder of a Construction Certificate shall give the Administrator at least sixty (60) days prior written notice before the anticipated date when the CATV System (or initial segment thereof) will be ready for commencement or actual service to the public.*

A recent report and order granting Certificates of Authority to Operate in Service Areas 2, 3 and 8 (Order No. 19148 in Docket No. 2007-C-1) suggested the 60-day requirement may present a “regulatory barrier to competition”. The report and order directs the Division to address this issue by taking up the repeal, modification or retention of Section 3.5(b) of the Cable Rules in a rulemaking proceeding.